



520.43590X00

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): SUGAWARA, et al.

Serial No.: 10/790,796

Filed: March 3, 2004

For: AN OPTICAL MEASUREMENT DEVICE AND SPECTROSCOPIC DEVICE

Attention: APPLICATION DIVISION

**REPLY TO OFFICE LETTER**

Mail Stop Missing Parts  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

July 20, 2004

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application dated May 24, 2004, in connection with the above-identified application, attached hereto is an executed Declaration for Patent Application in compliance with 37 CFR 1.63. In addition, a payment in the amount of \$130.00 to cover the required surcharge for filing the declaration is also attached, in accordance with 37 CFR 1.16.

To the extent necessary, applicant's petition for an extension of time under 37 CFR 1.136. Please charge any shortages in the fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account No. 01-2135 (520.43590X00) and please credit any excess fees to such deposit account.

Respectfully submitted,



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Alan E. Schiavelli  
Registration No. 32,087  
ANTONELLI, TERRY, STOUT & KRAUS, LLP

AES/gfa  
Attachment(s)  
(703) 312-6600



## UNITED STATES PATENT AND TRADEMARK OFFICE

*JFW*

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/790,796	03/03/2004	Toshiki Sugawara	520.43590X00

020457  
 ANTONELLI, TERRY, STOUT & KRAUS, LLP  
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 SUITE 1800  
 ARLINGTON, VA 22209-9889



CONFIRMATION NO. 4358  
**FORMALITIES LETTER**  
 \*OC000000012755230\*  
 \*OC000000012755230\*

Date Mailed: 05/24/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION****FILED UNDER 37 CFR 1.53(b)***Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

*(2)*  
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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE